

Attorney's Docket No.: 17111-002001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hubert Köster et al. Art Unit : 1623
Serial No. : 09/067,337 Examiner : Paul V. Ward
Filed : April 27, 1998 Cust. No. : 20985
Conf. No. : 9918
Title : SOLUTION PHASE BIOPOLYMER SYNTHESIS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

Responsive to a telephone conversation with Examiner Paul Ward on May 10, 2005,
provided herewith are amendments to claims and remarks.

Amendments to the claims are reflected in the listing of the claims which begin on
page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

*5 months
Eft of time*

06/02/2005 HVILLARI 00000001 061050 09067337

01 FC:1255 2160.00 DA

CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by
facsimile to the Patent and Trademark Office on the date indicated
below.

Date of Transmission

May 10, 2005

Signature

Stephanie Seidman
Typed or Printed Name of Person Signing Certificate

Applicant : Hubert Köster et al.
Serial No. : 09/067,337
Filed : April 27, 1998
Page : 6 of 6
Amendment and Response

Attorney's Docket No.: 17111-002001
(2301)

REMARKS

Claims 5-7, 11-16, 29, 33-37, 39, 45 and 49 are pending herein. Claims 5, 33 and 45 are amended as discussed in the telephonic interview with Examiner Ward. Basis for the amendments to the claims can be found in the application as originally filed.


Examiner Paul Ward is thanked for his courtesy that was extended in the telephonic interview on May 10, 2005. During that interview the Examiner proposed an amendment to independent claims 5, 33 and 45 to clarify the definition of group X¹ in the claimed compounds. Accordingly, claims 5, 33 and 45 are amended to recite "X¹ is any reactive group that effects biosynthesis of biopolymers." The amendment clarifies the definition of group X¹ and is not intended to alter the scope of the claims. The Examiner indicated that the proposed amendment would place the application in condition for allowance. No new matter has been added.

Please apply any fees that may be due in connection with filing this paper or any other charges or credits to deposit account 06-1050.

* * *

In view of the above, allowance of the application is respectfully requested.

Respectfully submitted,



Stephanie Seidman
Reg. No. 33,779

Attorney Docket 17118-002001/2301
Address all correspondence to:
Stephanie L. Seidman, Esq.
FISH & RICHARDSON, PC
12390 El Camino Real
San Diego, California 92130
Telephone: (858) 678-5070
Facsimile: (202) 626-7796
E-mail: seidman@fr.com

10513689.doc